

REMARKS

The foregoing amendments and the following remarks are in response to the Final Office Action dated January 22, 2009 (hereinafter "Office Action"), along with a Request for Continued Examination. Applicants hereby request a one month extension of time for filing this response. Authorization is given to charge the appropriate fees for the One Month Extension of Time and Request for Continued Examination fees, and to credit any overpayments to Deposit Account No. 50-0951.

At the time of the Office Action, claims 8-13, 15 and 16 were pending. In the Office Action, all claims were rejected under 35 U.S.C. §112, second paragraph and the drawings were rejected. No rejections based on prior art were raised. The rejections and responses thereto are set forth below.

I. Drawing Rejection and Response Thereto

The drawings were rejected for not illustrating the previously claimed "reading head." Although the amendments herein have deleted the previously claimed "reading head," Applicants herewith provide an amended drawing of Figure 1 to illustrate the "identification labels 240" and the "identification label reader (320)." The drawings are labeled as a Replacement Sheets. As explained further below, no new matter has been added. Withdrawal of the rejection is respectfully requested.

II. Amendments to the Claims and Specification

Applicants herewith includes amendments to the specification and claims to enhance the readability of both in view of the fact that this application was translated from its French language priority application. For instance, the phrase "reading head" that was set forth in original paragraph [0047] of the published application, has been reworded as "identification label reader" and the phrase "moving distribution head" has been revised to "mobile distribution head" to have consistency between the specification and the claims. For the convenience of the Examiner in reviewing this application, a clean version of the specification with the claims, as currently amended herein, is attached hereto as a substitute specification. No new matter has been entered.

III. Claim Rejections - Under 35 U.S.C. §112

Claims 8-13, 15 and 16 were rejected under 35 U.S.C. §112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter. The Office Action asserted that the claims, with reference to the specification, were not clear as to what is being claimed. Appropriate amendments have been made and withdrawal of the rejections is respectfully requested.

IV. No Claim Rejections Under 35 U.S.C. §§ 102(b) or 103(a)

Although no rejections were set forth based on the prior art, Applicants respectfully assert that the previously cited references, namely, European Patent Application No. EP0618022 (“EP0618022”) and European Patent Application No. EP0995537 (“EP0995537”), fail to disclose, suggest, or render obvious all of the structure, and its arrangement, recited in the current claims. Neither of these references include anything even related to an identification label reader on a mobile distribution head that can position a particular distribution tube coaxial with a storage container containing a particular part that was identified with the identification label reader. Such a device allows storage cartridges to be placed anywhere instead of only predetermined configurations as required by EP0618022 and EP0995537.

V. Conclusion

All claims are believed to be allowable. The application is believed to be in condition for immediate allowance. If any issues remain outstanding, Applicants invite the Examiner to call the undersigned if it is believed that a telephone interview would expedite the prosecution of the application to an allowance.

Respectfully submitted,

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Date: May 19, 2009

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